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అధికారమువలన ప్రచురించబడినది

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ఒంగోలు, 2009వ సంవత్సరము, మే నెల, 18వ తేది, సోమవారము

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Copy of :-

PROCEEDINGS OF THE DISTRICT
COLLECTOR AND MAGISTRATE
PRAKASAM DISTRICT, ONGOLE

Present : SRI K. DEVANAND, I.A.S.,

[Rc. C4/231/2005

Dated : 19-3-2009]

Sub ÷ APPEAL - Verification of Caste -
Prakasam District - Kandukur
Town - Sri Kandurathi Nagaraju,
S/o Sivaji - Kammara Caste - ST -
Filed W P. 18187/2008 in H.C. of
A. P., - finalization of social status
of the petitioner - enquired in
D.L.S.C. - Orders - Issued.

Read ÷ 1. This Office Proceedings Rc.C4/
1302/2002, dated 24-6-2004.
2. W P.No. 18187/2008 of H.C. of
A. P., Hyderabad filed by Sri K.
Nagaraju, S/o Sivaji of
Kandukur Town.

- 3 Govt. Circular Memo No. 984/
C V.2/98-3 S. W . (CV) Depart-
ment, dated 23-7-1999.
- 4 Govt. Memo No. 7933/CV 2/
2004-2, dated 6-5-2005 of SW
(CV.2)Department, Hyderabad.
- 5 Govt. Memo No. 5877/CV 2/
2006 S.W.Department, dated
16-6-06.
- 6 Govt. Memo No. 9386/CV 2/
2008-1 S.W.(CV.2) Department
dated 20-10-2008.
- 7 Dist. Tribal Welfare Officer,
Ongole, Ir. No. A3/170/2009,
dated 4-3-2009.
- 8 R.D.O. Kandukur, Ir. No. Rc.I/
3710/2006, dated 13-3-2009.
- 9 Dy. Superintendent of Police,
CID, RCIU Guntur, Letter No.
Nil, dated 17-3-2009.

* * *

ORDER :-

Sri K. Nagaraju, S/o Sivaji, native of
Kandukur Town has obtained Kammara S.T.
caste certificate dated 22-1-1999 from the

M.R.O., Kandukur. This case was enquired in DLSC and cancelled his certificate in the ref. 2nd cited. In the ref. 3rd cited, the individual filed appeal against the orders of the District Collector dated 24-6-2004, before the Government and the Government have remitted the case to the District Collector and directed the RDO., Kandukur to enquire as per guidelines issued in Government. Circular Memo No984/CV.2/98-3, dated 23-7-1999 and take final decision as per rules and eligibility etc., to disposed the matter.

In the ref. 6th cited, the govt. have informed that, Sri K. Nagaraju has filed W P. No. 18187/2008 before the High Court of A. P, Hyderabad praying the Court to give appointment order as Typist cum Assistant. The Hon'ble H.C. has granted interim direction as prayed for on 5-9-2008 in W P. No. 23677/2008 and it was requested to finalise the social status of Petitioner and furnish a report to the Govt. immediately.

In view of the above, the District Collector has instructed to conduct DLSC meeting on 2-3-2009 to finalize the social status of the petitioner as the contempt case No. 1524/2008 filed by petitioner is pending before H.C. Accordingly a notice dated 28-2-2009 has been issued to the individual and members of the DLSC. But the notice was not served on the individual, substitute service was made by affixer of notice on the wall of the house of petitioner, the members of the DLSC have attended, and it was requested to enquire the social status of petitioner and furnish the report immediatly. Again the DLSC has issued Notice dated 14-3-2009 to the individual and members of the DLSC. But the petitioner has refused to receive the notice, and substitute service was made by affixer of notice on the door of the house of petitioner.

In the ref. 7th cited, the District Tribal Welfare Officer, Ongole has furnished his enquiry report stating that on 3-3-2009 he enquired the social status of the petitioner, but the petitioner and his father are not available during the enquiry, and enquired with eldest father and petitioner father's sister with their family member, and their surname is Kandrathi which is comes under Kammara community and

all are living since long ago. They informed that their families were migrated from Chintapalli of Visakhapatnam District to Prakasam District. But there is no recorded evidence with regard to migration certificate. As per admission and withdrawal Register of Upper Primary School, Iskalavari Street, Kandukur the individual belongs to "Kammara" community, studying 4th Class to 7th Class, but not mentioned as ST and it is also noticed that from the child hood of the candidate till to date, all their fore father's residing in Kandukur. Hence the individual by name Kandrathi Nagaraju, S/o Sivaji is not belongs to ST Catrgory even though he belongs to 'Kammara' community.

In the ref. 8th cited, RDO, Kandukur has reported that, the petitioner has produced some documentary evidences, such as school records, caste certificate's of his father, grand father and other relatives, census records and former voters list of Kandukur Gram Panchayat. All the records are supporting to claims of his caste as 'Kammara' ST caste, but the present enquiry of ficer, i.e., RDO., Kandukur has asked him to produce two important evidences, i.e., (1) the Birth extract of his father, mother, grand father or at least one of them. As the petitioner said that, his fore fathers were migrated from Visakhapatnam District, and he was asked to produce a caste certificate issued to any body with the surname of Kandrathi in Visakha District either in scheduled area or in plain area for further evidences. The petitioner agreed to strive to produce such evidences with in three weeks of time. The RDO., Kandukur has finally reported that, he is not fully satisfied with the present documentary evidences and local enquiry and still on the side of doubt to finalise the issue of caste of the petitioner, the birth extract and caste certificates with 'Kandrathi' surname for 'Kammara' ST caste at Visakhapatnam District are dire needed to finalise the caste.

In the ref. 9th cited, the Deputy Superintendent of Police, CID RCIU Guntur has reported that, he enquired the petitioner and his father Sivaji, father's brother Sooroji Rao, his mother Malleswari and recorded their statements. As per the petitioner's school records, Service book

of his father and also caste certificate issued by the Mandal Revenue Officer, Kandukur that he belongs to Kammara ST caste, his father Kandrathi Sivaji S/o Subboji who is retired as Sub-Inspector in Excise Department., his father's brother Sooraji Rao retired as Teacher from Education Department, Rama Rao retired as UDC from F.C.I., their school records contain as 'Hindu Kammara' As per the statement of the mother (Malleswari) of the petitioner disclosed that, she is the only daughter of Paladugu Venkaiah and Nagamma of Ongole, her parents died when she was about five years old, she was brought up by her uncle Kandrathi Subboji [father of her husband] and performed marriage with his son Sivaji, she blessed with two sons, (1) Pothuraju (2) Nagaraju. But as per the statement of "Oruganti Nagendrama" wife of Subba Rao [Sister in-law of Malleswari] Ananthavarapadu Village of Vatticherukuru Mandal of Guntur District, that the said Kandrathi Malleswari wife of Sivaji, is the daughter of 'Oruganti Chenchiah' of Ananthavarapadu Village, she was given to marriage with Kandrathi Sivaji S/o Subboji of Kandukur town of Prakasam District, and local enquiry revealed that, Oruganti Nagendrama and his family members are called as Kammara, Kammari and Byta Kammari and the school records of her family members[close relatives] caste is also shown as Kammari or Byta Kammari. As per the report dated 9-3-2009 given by the Sri K. V. Subba Reddy, Head Master, M. P., Elementary School, Janardhanapuram Village of Jarugumalli Mandal that the son of Subboji (Kandrathi Sivaji father of Kandrathi Nagaraju) admission date is mentioned in the school as 11-7-1952, date of Birth is 1-7-1946 and caste is Kammari. As per the SSLC of K. Subboji [grand father of the petitioner] the religion and caste is mentioned as 'Hindu Kammara'. As per the statement of Sivaji [father of Nagaraju] his fore fathers migrated to Ongole for their livelihood long ago from East Godavari District but when he asked about the names and address of the relatives in that area, he informed that he did not know the names, and where about of his relatives, and his elder brother also state that, he too did not know the where about of their relatives. The candidate, his father and their close

relatives failed to produce the particulars of migration from the Scheduled area. As per the report of Tahsildar, Vatticherukuru vide Rc. No. 63/2009/B, dated 17-3-2009 that, Oruganti Nagamallewari alias Bullemma daughter of Chenchiah, after marriage with Sivaji is native of Ananthavarapadu Village of Vatticherukuru Mandal. Basing on the Birth Register of Ananthavarapadu Village of Guntur Taluk, for the year 1937 it was noted in Serial No. 33 for the month of August, that one Kandrathi Subbadu and his wife Gunamma belongs to Byta Kammari caste, gave birth to a female child on 12-8-1937 and birth was registered on 13-8-1937, it shows that Kandrathi families are recorded as Byt Kammari during the year 1937 itself.

The DLSC has observed and recommended on the reports and records furnished by the members and RDO., Kandukur, the Committee came to a conclusion that, the MRO, Kandukur is not the competent authority to issue Kammara ST caste certificate dated 22-1-1999 to the petitioner, and the concerned Revenue Divisional Officer is competent authority, as per G. O. Ms. No. 58, S. W. Department, dated 12-5-1997. The migration is also not established as per the report of DIWO., Ongole since the time of his fore fathers they are residing in Kandukur town, when questioning the DSP., Guntur fore fathers details are not furnished by the petitioner. Though sufficient time was given to produce the birth extracts of his father, mother and fore father and the petitioner was seeking further time to prove the same. This case was very well known to the petitioner and his father and he must have been ready to adduce the evidence right from 2004. He is not cooperating with authorities. As per the report dated 9-3-2009 given by the Head Master, M.P., Elementary School, Jarugumalli Mandal of Prakasam District that the son of Subboji [Kandrathi Sivaji] caste is mentioned as Kammari. As per the birth Register of Ananthavarapadu Village of Guntur Taluk, for the year 1937 it was noted in Serial No. 33 for the month of August, that one Kandrathi Subbadu and his wife Gunamma belongs to Byta Kammari caste, who gave birth to a female child on 12-8-1937.

Hence, I Sri K. Devanand, I.A.S., the Collector and District Magistrate, Prakasam District, Ongole in exercise of the powers conferred under Section 5(1) of A.P., (SC/ST/BC) regulation of issue of Community Certificates Act, 16 of 1993, and A. P., Scheduled Castes, Scheduled Tribes and Backward Classes Issue of Community, Nativity and Date of Birth Certificates Rules, 1997 read with G. O. Ms. No. 58, S.W (J) Department, dated 12-5-1997 here by cancelled the 'KAMMARA' Scheduled Tribe caste certificate dated 22-1-1999 obtained against the Rules Sri Kandrathi Nagaraju, S/o Sivaji as he belongs to 'Kammari' Backward Class-B with Sl. No. 21, but not to 'KAMMARA' caste Scheduled Tribe.

An appeal lies to the Government against this order within 30 days from the date of receipt of this order.

K. DEVANAND ,
Collector & District Magistrate,
Prakasam District,
Ongole.

NOTIFICATION

In view of the recommendations of the District Level Scrutiny Committee, and in exercise of the powers conferred under Sub-Rule 9(7) and (9) of the A.P., (SC/ST/BC) Regulation of issue of Community, Nativity and Date of Birth Certificates Act, 1993 and read with G. O. Ms. No. 58 S.W (J) Department, dated 12-5-1997 the fraudulent certificate obtained by Sri Kandrathi Nagaraju, S/o Sivaji of Kandukur Town and Mandal 'Kammara' Scheduled Tribe caste certificate from the Mandal Revenue Officer, Kandukur dated 22-11-1999 is hereby cancelled and declaring that the individual does not belong to 'KAMMARA' caste Scheduled Tribe.

K. DEVANAND ,
Collector & District Magistrate,
Prakasam District,
Ongole.

[Pc. No. C4/231/05]

జుడీషియల్ ప్రకటనలు

CIVIL COURT - CHIRALA
I.P. No. 3/09

Between :

Gundapur Lalitha Kumar

.....Petitioner

And

- 1 Vangara Purnachandra Rao
- 2 A. Karamat Ullas Khan
- 3 Rebbavarapu Brahmaiah
- 4 Koneti Giri Prasad

.....Respondents

Notice is hereby given under Section 19(2) of P.I Act that the petitioner prays to declare as Insolvent and vest the petitioner 'B' schedule property to the Official Receiver for a proper administration and the petition stands posted to 3-6-2009.

Date this the 24th day of April, 2009.

(Sl.),
Senior Civil Judge,
Chirala.

CIVIL COURT - KANDUKUR
I.P. No. 13/2009

Chintagunta Peda Subbaiah,
S/o Bakkaiah,
Hindu, Aged 60 years,
R/o Polinenipalem Village,
Voletivaripalem Mandal,
Prakasam District.

.....Petitioner

Vs.,

- 1 Chunchu Krishna Murthy,
S/o Kotaiah,
Aged 55 years, Hindu, Cultivation,
R/o Krishna Nagar, Kovur Road,
Kandukur Town and Mandal,
Prakasam District.
- 2 Vadlamudi Narayana,
S/o Subbaiah,
Aged 70 years, Hindu, Cultivation,
R/o Sakhavaram Village,
V.V. Palem Mandal,
Prakasam District.

- 3 Rupinedi Subbarayudu,
S/o Kondaiah,
Aged 50 years, Hindu,
Cultivation,
R/o Sakhavaram Village,
V.V. Palem Mandal,
Prakasam District.
- 4 Chintagunta China Subbaiah,
S/o Bakkaiah,
Aged 40 years, Hindu,
Cultivation,
R/o Polinenipalem Village,
V.V. Palem Mandal,
Prakasam District.
- 5 Konuri Subbarayudu,
S/o Chenchiah,
Aged 60 years, Hindu,
Cultivation,
R/o Nandanavanam Village,
Janugumalli Mandal,
Prakasam District.
- 6 Chintagunta Sreenu
S/o China Kondaiah,
Aged 35 years, Hindu,
Cultivation,
R/o Polinenipalem Village,
V.V. Palem Mandal,
Prakasam District.
- 7 Anumolu Narasimham,
S/o Ramaiah,
Aged 60 years,
Hindu,
Cultivation,
R/o Polinenipalem Village,
V.V. Palem Mandal,
Prakasam District.
- 8 Official Receiver,
Ongole.

.....Respondents

Notice is hereby given under Section 19(2) of P.I Act that the petitioner/Debtor has applied a petition in this Court praying to adjudicate the petitioner as an insolvent and to vest the petition 'B' schedule properties with the Official Receiver, Ongole for a proper administration of the same in the general body of creditors and the O. R. Ongole as interim Receiver to take possession of the 'B' schedule property.

I.P. stands posted to 7-7-2009.

(Sl.),
Senior Civil Judge,
Kandukur.

CIVIL COURT - ADDANKI

I.P. No. 2/2009

Between :

Rayala Raghava Rao

.....Petitioner

And

1. Karusala Mohana Rao
2. Rayala Kondala Rao
3. Cheborolu Venkata Subba Rao
@ Ravamma gari Venkateswarlu
4. Ramineni Srinivasa Rao
5. Punati Anjaneyulu
6. Bonthu Mohana Rao
7. Veeragandham Chandramouli
8. Veeragandham Srinivasa Rao

.....Respondents

Notice is hereby given under Section 19(2) of Provincial Insolvency Act prays to adjudicate her as an insolvent and handover the properties into the hands of the Official Receiver, Ongole for administration to 28-4-2009.

Date this the 8th day of April, 2009.

(Sl.),
Senior Civil Judge,
Addanki.

CIVIL COURT - KANDUKUR

I.P. No. 14/2009

Vaddempudi Ramulu,
S/o Venkata Ramireddy,
Aged about 60 years, Hindu,
Dependent
R/o China Iralapadu Village,
Kanigiri Mandal,
Prakasam District.

.....Petitioner

Vs.,

I.P.Stands posted to 25-6-2009.

1. Avula Venkata Reddy,
S/o Lakshmi Reddy,
Aged 54 years, Hindu,
China Iralapadu Village,
Kanigiri Mandal,
Prakasam District.

(Sd.),
Senior Civil Judge,
Kandukur.

2. Avula Anki Reddy,
S/o Rosi Reddy,
Aged 30 years, Hindu,
China Iralapadu Village,
Kanigiri Mandal,
Prakasam District.

CIVIL COURT - ONGOLE

I.P.No. 22/2007

Between :

3. Mule Malayadri,
S/o Bussa Reddy,
Aged 75 years, Hindu,
Sankarapuram Village,
P. C. Palli Mandal,
Prakasam District.

1. Thandu Yadgiri,
S/o Gurulingam,
Aged 60 years, Hindu,
Previously Business now deponent,
R/o Manchikalapadu Village,
Chimakurthy Mandal.

4. Seelam Konda Reddy,
S/o Sanjeevareddy,
Aged 30 years, Hindu,
Baletipalli Village,
P. C. Palli Mandal,
Prakasam District.

2. Thandu Ramamurthy,
S/o Yadgiri,
Aged 28 years, Hindu,
Previously Business now Coolie,
R/o Manchikalapadu Village,
Chimakurthy Mandal.

.....Petitioner

5. Peram Sivaramaiah,
S/o Chinnapareddy,
Aged 35 years, Hindu,
Vagupalli Village,
Kanigiri Mandal,
Prakasam District.

Vs.,

1. Gopi Balakrishna,
S/o Subba Rao,
Aged 32 years, Hindu,
Business,
C/o Gopi Balakrishna Traders,
Kurnool Road,
Ongole.

6. Yelduri Venkata Subba Rao,
S/o Malakondarayudu,
Aged 35 years, Hindu,
Kangiri Mandal,
O. K Agencies,
Opp. to Government Hospital,
Kanigiri,
Prakasam District.

2. Ganipineni Subba Rao,
S/o Venkateswarlu,
Aged 42 years, Business,
R/o 2nd lane, Harihar Nagar,
opp. S. S. N. College,
M. M. Donka,
Ongole.

7. Of ficial Receiver,
Ongole,
Court Complex,
Ongole, Prakasam District.

3. Singamaneni Anjaneyulu,
S/o Venkateswarlu,
Aged 40 years, Hindu, Business,
R/o Chinthala Village,
Kothapatnam Mandal.

.....Respondents

4. Thotla Guravaiah,
S/o Chinna Venkataiah,
Aged 70 years,
R/o Chilpakuntla Village,
Nuthanakallu Mandal,
Nalgonda District.

Notice is hereby given under Section 19(2) of P.I. Act, the petitioner / debtor has applied a petition in this Court under Section 10 of P.I. Act praying the Court to adjudicate the petitioner as an insolvent after summary administration of the petition and for costs.

- 5 Thotla Venkateswarlu
S/o Guravaiah,
Aged 39 years,
R/o Chilpakuntla Village,
Nuthanakallu Mandal,
Nalgonda District.
- 6 Thotla Sudarsan,
S/o Guravaiah,
Aged 40 years,
R/o Chilpakuntla Village,
Nuthanakallu Mandal,
Nalgonda District.
- 7 Menchula Lakshmaiah,
S/o Parvathalu,
Aged 60 years, Hindu,
R/o Miryala Village,
Nuthanakallu Mandal,
Nalgonda District.
- 8 Ananthula Sayamma,
W/o Chandaiah,
Aged 62 years, Hindu,
R/o Miryala Village,
Nuthanakallu Mandal,
Nalgonda District.
- 9 Kasani Prameela,
W/o Sivaji,
Aged 20 years, Hindu, House Wife,
R/o Miryala Village,
Nuthanakallu Mandal,
Nalgonda District.
10. Ananthula Venkataramulu,
S/o Chandraiah,
Aged 60 years, Hindu,
R/o Miryala Village,
Nuthanakallu Mandal,
Nalgonda District.
11. Bejjanki Veera Reddy,
S/o Narayana,
Aged 50 years, Hindu,
Working as Headmaster,
Primary School,
Thallasingaram Village,
Nuthanakallu Mandal,
Nalgonda District.

12. Katla Biksham,
S/o Buchaiah,
Aged 50 years,
Hindu,
Working as Head Master,
Primary School,
R/o Yerrapadu Village,
Nuthanakallu Mandal,
Nalgonda District.
13. Namala Gurumurthy,
S/o Sayalu,
Aged 37 years,
Hindu,
R/o Chilpakuntla Village,
Nalgonda District.
14. Gopagani Lingamurthy,
S/o Somaiah,
Aged 29 years,
R/o Annaram Village,
Tungathurthi Village,
Nalgonda District.
15. Gandhasiri Ramesh,
S/o Somaiah,
Aged 30 years,
Hindu,
R/o Miryala Village,
Nuthanakallu Mandal,
Nalgonda District.

..... Respondents

This petition filed by the petitioner under Section 10 of Provincial Insolvency Act 1920 and Rules 28 of the P. I. Rules prays to adjudge the petitioner are insolvent and to appoint Official Receiver to take over the petition schedule properties and to distribute the proceeds amongs the creditors and for costs.

This petition is disposed of in this Court on 17-3-2009.

The petition schedule properties are annexed with the Notice.

(Sd.),
Addl. Senior Civil Judge,
Ongole.